IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CONTEMPT PETITION NO.172 OF 2006

IN

REVIEW PETITION NO.58 OF 2005

IN

WRIT PETITION NO.7494 OF 2004

Shankar Moreshwar More ...Petitioner

Versus

State of Maharashtra & Ors. ...Respondents

.....

Mr.P.C.Kansara for Petitioner.

Mrs.S.S.Bhende for Respondents 1 to 7.

.....

CORAM: A.M.KHANWILKAR, J.

JUNE 5, 2006.

P.C.

1. By this Petition, grievance is made that the Authority has failed to finally dispose of the proceedings resorted to by the Petitioner inspite of the observation made by the Division Bench of this Court to expedite the hearing of those

proceedings.

2. My understanding of the order dated 26th April 2005 passed by the Division Bench is that there is no direction to the appropriate Authority to decide the proceedings pending before it within specified time. Viewed thus, it is not a case of breach of direction given by this Court.

3. However, there is substance in the grievance made by the Petitioner that if no time period is specified by this Court, that will not absolve the Authority to decide the proceedings expeditiously. In fact, the Authority is expected to decide the proceedings in reasonable time. The issue raised by the Petitioner has attained finality right up to the Apex Court. In this backdrop, there is no tangible reason as to why the proceedings are not being finally disposed of by the appropriate Authority within reasonable time.

4. Counsel for the Respondents 1 to 7 assures upon instructions that the proceedings will be finally disposed of within twelve weeks from today.

That assurance is accepted.

5. It is made clear that it will be open to the Petitioner to revive these proceedings, in the event, the Respondent Authority fails to decide the proceedings within twelve weeks from today.

6. Petition disposed of on the above terms.

A.M.KHANWILKAR, J.